

REMARKS/ARGUMENTS

Claims 1-16 and 19-24 are pending in the application. Favorable reconsideration of the application is respectfully requested in view of the following remarks.

Claim Rejections – 35 U.S.C. § 103(a)

Claims 1-16 and 19-24 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Casella, (US 7340499) in view of Baber et al (US 6658485) (Baber). Applicant respectfully disagrees.

Casella discloses that information objects referenced in a requested information object (e.g., image, audio, video, application, and/or text objects referenced in an HTML document) are embedded in a composite object and supplied in as literal data therein in response to an object identifier (e.g., an URL request). Referenced information objects may be retrieved from cache or obtained from authoritative information servers and dynamically embedded in a composite information object. In some realizations, composite objects with embedded references are retrieved from cache. In some realizations, individual information objects (including those referenced) are cached and a composite object is dynamically prepared. In some realizations, though not all realizations, the caching techniques are employed in a proxy server implementation.. (Casella, Abstract)

Baber discloses that a scheduling system can be implemented that allows a sender and a receiver to change priorities of queued messages. A technique is also defined for providing a receiver with an advance notice of intended message priority, enabling the receiver to request a priority change before transmission begins. These techniques provide the flexibility to respond to changes in dynamic, volatile network environments, as well as changes in user's wishes or requirements. A ranking technique is defined, whereby requests to change priority may be accepted or denied through a ranking algorithm that resolves potential conflicts in desired transmission priority using proposals exchanged by the parties (e.g. during connection establishment).. (Baber, Abstract)

The Examiner's attention is directed to the fact that neither Casella nor Baber discloses "estimating traffic over a link", as recited in independent claim 1. Independent claims 14, 19, 20, and 22 recite similar elements.

In contrast Casella only discloses that the use of its proxy server substantially reduces traffic in comparison to situations where its proxy server is not used. See Casella, col. 7, lines 11-14. There is no teaching by Casella of estimating traffic over a link as recited by Applicant's claims.

The Examiner concedes that Casella fails to disclose dynamically assigning a priority to the requested object, wherein an initial priority has been assigned to the requested object on the basis of an analysis of at least one of the object request and the code that refers to the requested object. See Office Action dated July 18, 2008. In order to cure the Examiner's perceived deficiency of Casella, Baber is cited.

As stated above, Casella fails to teach, disclose, or suggest estimating traffic over a link. The Baber reference does not cure this deficiency.

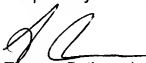
As such, Applicant respectfully asserts that independent claims 1, 14, 19, 20, and 22 are patentable over the combination of Casella and Baber. Claims 2-13, 15, 16, 21, 23, and 24 are patentable at least by virtue of depending from their respective base claim.

CONCLUSION

In view of the foregoing remarks, the Applicant believes all of the claims currently pending in the Application to be in a condition for allowance. The Applicant, therefore, respectfully requests that the Examiner withdraw all rejections and issue a Notice of Allowance for all pending claims.

The Applicant requests a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



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